

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

LISA M. CLANTON,

Plaintiff,

v.

Civil Action No. 2:14cv649

CITY OF VIRGINIA BEACH,

Defendant.

**CITY OF VIRGINIA BEACH'S MOTION TO DISMISS
PLAINTIFF'S TITLE VII CLAIM**

NOW COMES Defendant, City of Virginia Beach and pursuant to Federal Rules of Civil Procedure 12(b)(1) and (6) and moves to dismiss Plaintiff's Title VII claim for sexual harassment because the Court lacks subject matter jurisdiction as the Plaintiff has failed to exhaust her administrative remedies as set forth more fully in the Memorandum in Support of Motion to Dismiss filed simultaneously herewith.

CITY OF VIRGINIA BEACH

By: _____/s_____
Of Counsel

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CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of January, 2015, I will electronically file the foregoing with the Clerk of the Court using the CM/EFC system, which will then send a notification of such filing (NEF) to the following:

Reid H. Ervin
Joshua L. Jewett
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/s

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